

JUL 25 2013

JULIA C. OGDEN, CLERK  
BY:   
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IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
HARRISONBURG DIVISION

UNITED STATES OF AMERICA, )  
                                )      Criminal No. 5:02cr30041-004  
                                )  
v.                             )  
                                )  
WILLIAM PETTIS             )      ORDER  
                                )  
                                )      By: Samuel G. Wilson  
                                )      United States District Judge

In accordance with the accompanying memorandum opinion, it is **ORDERED** and  
**ADJUDGED** as follows:

1. Pettis' motion for "appropriate relief" pursuant to 28 U.S.C. § 2255 is **DENIED**;
2. The clerk is **DIRECTED** to redocket the motion (ECF No. 159) as a § 2255 motion;
3. The § 2255 motion is hereby **DENIED** without prejudice as successive and stricken from the active docket; and
4. A Certificate of Appealability is **DENIED**, based upon the court's finding that the defendant has not made the requisite showing of denial of a substantial right.

ENTER: July 25, 2013.

  
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UNITED STATES DISTRICT JUDGE